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ATTORNEY DOCKET NO.: 041464-5018-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tomohiro KAWATA *et al.*

Application No.: 08/931,615

CPA Filed: May 24, 1999

Filed: September 16, 1997

For: SPEAKER UNIT

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Group Art Unit: 2743

Examiner: H. Le

Commissioner for Patents
Washington, D.C. 20231

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AMENDMENT AND REQUEST FOR RECONSIDERATION

Sir:

In response to the non-final Office Action dated April 25, 2000 (Paper no. 16), the period for response to which has been extended through August 25, 2000, by the enclosed petition for one month extension of time and requisite fee, please amend the above-identified patent application as follows.

IN THE CLAIMS:

Please amend claims 4, 6, 17, 20, 22 - 26, and 28 - 30 as follows.

Sub G7
4. (Three Times Amended) A speaker unit comprising:
an elliptical vibrating diaphragm;
a cylindrical voice coil having a circular cross-section and secured at one end thereof on a
center of the elliptical vibrating diaphragm;

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10/25/2000

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GP 27438

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In re Application of:

Tomohiro KAWATA *et al.*

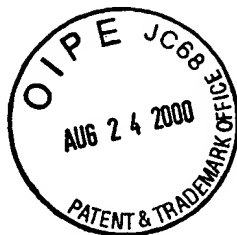
Application No.: 08/931,165⁶¹⁵

CPA Filed: May 24, 1999

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For: SPEAKER UNIT

Commissioner for Patents
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Group Art Unit: 2743

Examiner: H. Le

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AMENDMENT TRANSMITTAL

Sir:

1. Transmitted herewith is an Amendment responding to the non-final Office Action dated April 25, 2000 (Paper no. 16), the period for response to which has been extended through August 25, 2000, by the enclosed petition for one month extension of time and requisite fee.
2. Additional papers enclosed:
 - ☐ Request for Approval of Drawing Changes
 - ☐ Drawings: ☐ Formal ☐ Informal (Correction) __ sheet(s)
 - ☐ Change of Correspondence Address and Attorney Docket Number
 - ☐ Information Disclosure Statement
 - ☐ Form PTO-1449, ____ references included
 - ☐ Citations
 - ☐ Other _____

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicant(s) believe(s) that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicant(s) petition(s) for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

| Total Months <u>Requested</u> | Fee for <u>Extension</u> | [Fee for Small <u>Entity]</u> |
|---|-----------------------------|----------------------------------|
| <input checked="" type="checkbox"/> one month | \$ 110.00 | \$ 55.00 |
| <input type="checkbox"/> two months | \$ 380.00 | \$190.00 |
| <input type="checkbox"/> three months | \$ 870.00 | \$435.00 |
| <input type="checkbox"/> four months | \$1,360.00 | \$680.00 |

Extension of time fee due with this request: \$ 110.00

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for __ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

[x] **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

| CLAIMS AS AMENDED | | | | | | |
|---|---|-------|--------------------------------|------------------|--------------|------------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid | Present Extra | at Rate of | Total Fees |
| Total Claims (37 C.F.R. §1.16(c)) | 23 | minus | 29 | -0- | x \$18 each= | + \$ 0.00 |
| Independent Claims (37 C.F.R. §1.16(b)) | 6 | minus | 6 | -0- | x \$78 each= | + \$ 0.00 |
| [] First presentation of Multiple dependent claim(s) | | | | | \$260.00 | + \$ |
| SUB-TOTAL = | | | | | | \$ 0.00 |
| Reduction by ½ for filing by a small entity | | | | | | - \$ 0.00 |
| TOTAL FEE = | | | | | | \$ 0.00 |

6. Fee Payment

☐ No fee is to be paid at this time.

☒ A check in the amount of \$ 110.00 for one month extension of time is enclosed.

The Commissioner is hereby authorized to charge any additional extension of time fee or additional fee for claims due to Deposit Account No. 50-0310.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 

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Reg. No. 46,340

Dated: August 24, 2000

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